

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 7453 of 2005

Between:

Shaik Shakeer Ahmed, S/o. Habeeb Basha,
R/o. H.No. 1-203-277 C Near Power Office, Markapur,

Prakasam District.

..... PETITIONER

AND

- 1 The Controller of Examinations Osmania University, O.U. Camps,
Hyderabad.
- 2 The Registrar, Osmania University, O.U. Camps,
Hyderabad.
- 3 The Principal, Shaddan College of Education, Khairatabad,
Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents herein not allowing the supplementary student i.e., petitioner herein appearing for the examinations for one subject which is scheduled to be held on 8-4-2005 as per notification and consequently direct the respondents to allow the petitioner to appear for the examination as per schedule and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.B.DEVADAS

Counsel for the Respondents 1 and 2: MR.DEEPAK BHATTACHARJEE

The Court at the admission stage made the following :

THE HON'BLE MS. JUSTICE G.ROHINI

WRIT PETITION NO.7453 OF 2005

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ORDER :

This writ petition is filed seeking a declaration that the alleged action of the respondents in not allowing the petitioner to appear for the examination scheduled to be held on 8-4-2005 as arbitrary and illegal.

The petitioner joined in the third respondent College of Education and prosecuted the B.Ed. course in the academic year 1998-99. However, he could not complete one subject due to ill-health. It is stated that he intended to appear for the supplementary examinations scheduled to be held on 8-4-2005 and accordingly made an application on 5-1-2005 requesting the respondents to permit him to appear for the said examination. It is alleged that the respondents failed to consider his request. Hence, this writ petition.

I have heard the learned Counsel for the petitioner as well as the learned Standing Counsel appearing for the respondents 1 and 2 and perused the material

on record.

Admittedly, the petitioner joined the B.Ed. course in October, 1998 and he has completed the Course in October, 1999. The learned Standing Counsel states that as per the University Regulations, the petitioner is required to complete the course within a period of two years from the date of admission into the Course and therefore the petitioner cannot be permitted to appear for the examinations after a lapse of five years.

Since admittedly the petitioner joined the course in the academic year 1998-99 and the College Leaving Certificate produced by the petitioner shows that he has left the college on completion of the course on 8-10-1999, I do not find any justifiable reason to grant the relief as prayed for since the same would be contrary to the University Regulations.

Accordingly, the Writ Petition is dismissed. No costs.

06th April, 2005.

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To

- 1 The Controller of Examinations, Osmania University, O.U. Campus,
Hyderabad.
- 2 The Registrar, Osmania University, O.U. Campus,
Hyderabad.
- 3 The Principal, Shaddan College of Education, Khairatabad,

Hyderabad.

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